

RECEIVED
CENTRAL FAX CENTER

MAR 23 2005

Practitioner's Docket No.: 791_187

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of: Kazumasa YASHIRO, Kenji KAWAMURA and Kenshin KITOH

Ser. No.: 10/083,323

Group Art Unit: 1746

Filed: February 26, 2002

Examiner: Crepeau, Jonathan

Confirmation No.: 4109

For: LITHIUM SECONDARY CELL

Mail Stop AP
 Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 22313-1450

CERTIFICATION OF FACSIMILE TRANSMISSION
<p>I hereby certify that this paper is being facsimile transmitted to Examiner Jonathan Crepeau at the Patent and Trademark Office on <i>March 23, 2005</i> at (703) 872-9306.</p> <p><i>Tara L. Preston</i> Tara L. Preston</p>

REQUEST FOR RECONSIDERATION

Sir:

In response to the Office Action mailed December 28, 2004, Applicants respectfully request reconsideration and withdrawal of all pending rejections based on the following arguments and the attached Rule 132 Declaration of Mr. Kenshin Kitoh.

Claims 1-41 are pending herein, and were rejected under §102/§103 over Owais et al. and Watanabe et al. These rejections are respectfully traversed.

In the Amendment filed October 13, 2004, independent claim 1 was amended to clarify that, prior to joining the metallic foils to the collectors, the claimed "predetermined parts" of the collectors are thicker than the remaining parts of the collectors. As explained in the prior Amendment, use of collectors having the claimed configuration prior to joining (by laser welding, for example) results in better bonding between the metallic foils and the collector.

In the current Office Action, Examiner Crepeau acknowledged this argument, but did not give it any weight, stating that there was no evidentiary support that the increased thickness of the predetermined part of the collector "provides a more 'secure' or 'reliable' joint" (12/28/04 Office Action, page 5, lines 9-11).

BURR**&****BROWN**

101 South Salina Street
Seventh Floor
Syracuse, NY 13202

Telephone: (315) 233-8300
Facsimile: (315) 233-8320

RECEIVED
CENTRAL FAX CENTER

Tara

MAR 23 2005

-After Final-**FAX Transmission Sheet**

March 23, 2005

To: Crepeau, Jonathan Fax No.: (703) 872-9306
 From: Stephen P. Burr Fax No.: (315) 233-8320
 Re: U.S. Patent Application Serial No. 10/083,323
 Title: LITHIUM SECONDARY CELL
 Conf. No.: 4109
 Our Ref.: 791_187

You should receive 9 page(s) including this cover sheet. If you do not receive all pages, please call Tara at (315) 233-8300.

COMMENTS:

I hereby certify that the following paper(s) is/are being transmitted by facsimile to the Patent and Trademark Office on March 23, 2005:

	<u>Pages</u>
- Transmittal form (in duplicate)	2
- Request for Reconsideration	2
- Rule 132 Declaration	4
Total:	9 (including cover)



Tara L. Preston

IMPORTANT - THIS MESSAGE IS INTENDED ONLY FOR THE USE OF THE INDIVIDUAL OR ENTITY TO WHICH IT IS ADDRESSED, AND MAY CONTAIN INFORMATION THAT IS PRIVILEGED, CONFIDENTIAL AND EXEMPT FROM DISCLOSURE UNDER APPLICABLE LAW. IF THE READER OF THIS MESSAGE IS NOT THE INTENDED RECIPIENT, OR THE EMPLOYEE OR AGENT RESPONSIBLE TO DELIVER IT TO THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT READING, DISSEMINATING, DISTRIBUTING OR COPYING THIS COMMUNICATION IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THIS COMMUNICATION IN ERROR, PLEASE IMMEDIATELY NOTIFY US BY TELEPHONE, AND DESTROY THE COMMUNICATION. THANK YOU.

TRANSMITTAL

(Provisions of 37 CFR 1.136 Apply)

Application Number	10/083,323	Filing Date	February 26, 2002
Group Art Unit	1746	Examiner Name	Crepeau, Jonathan
Confirmation No.	4109	Attorney Docket No.	791_187
Inventor(s)	Kazumasa YASHIRO, Kenji KAWAMURA and Kenshin KITOH		
Invention:	LITHIUM SECONDARY CELL		

Transmitted herewith is a Request for Reconsideration in the above-identified application. The fee has been calculated as follows:

CLAIMS

(1)	(2) Claims	(3)	(4) Highest Number Previously Paid	(5) No. of Extra Claims Present	(6) Rate (Large Entity)	(7) Additional Fee
TOTAL CLAIMS	41	MINUS	41	0	\$50.00	\$00.00
INDEP. CLAIMS	1	MINUS	3	0	\$200.00	\$00.00
TOTAL ADDITIONAL FEE						\$00.00

EXTENSION OF TERM

Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition for extension of time.

This is a request under the provisions of 37 CFR 1.136(a) to extend the period for filing a reply in the above-identified application. The requested extension and appropriate non-small entity fee are as follows:

- One Month (37 CFR 1.17(a)(1) \$120.00
- Two Month (37 CFR 1.17(a)(2) \$450.00
- Three Month (37 CFR 1.17(a)(3) \$1,020.00

TOTAL FEES DUE

\$ 0.00

Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee amount is reduced by one-half, and the resulting fee is:

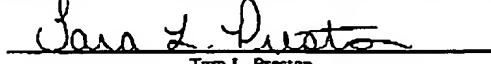
FEES PAYMENT

- No additional fee is required.
- A check in the amount of \$ _____ is enclosed.
- Charge Deposit Account 50-1446 in the amount of \$. Enclosed is a duplicate copy of this sheet.
- Please charge any fees which may be required, or credit any overpayment, to Deposit Account 50-1446.

Submitted By:					
Name (Print Type)	Stephen P. Burr	Reg. No.	32,970	Customer No.	025191
		Telephone	(315) 233-8300	Facsimile	(315) 233-8320
Signature				Date	March 23, 2005

CERTIFICATION OF FACSIMILE TRANSMISSION

I hereby certify that this paper is being facsimile transmitted to the Patent and Trademark Office on March 23, 2005 at (703) 872-9306.



Tara L. Preston

TRANSMITTAL (Provisions of 37 CFR 1.136 Apply)			
Application Number	10/083,323	Filing Date	February 26, 2002
Group Art Unit	1746	Examiner Name	Crepeau, Jonathan
Confirmation No.	4109	Attorney Docket No.	791_187
Inventor(s)	Kazumasa YASHIRO, Kenji KAWAMURA and Kenshin KITOH		
Invention:	LITHIUM SECONDARY CELL		

Transmitted herewith is a Request for Reconsideration in the above-identified application. The fee has been calculated as follows:

CLAIMS

(1)	(2) Claims	(3)	(4) Highest Number Previously Paid	(5) No. of Extra Claims Present	(6) Rate (Large Entity)	(7) Additional Fee
TOTAL CLAIMS	41	MINUS	41	0	\$50.00	\$00.00
INDEP. CLAIMS	1	MINUS	3	0	\$200.00	\$00.00
TOTAL ADDITIONAL FEE						\$00.00

EXTENSION OF TERM

Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition for extension of time.

This is a request under the provisions of 37 CFR 1.136(a) to extend the period for filing a reply in the above-identified application. The requested extension and appropriate non-small entity fee are as follows:

<input type="checkbox"/> One Month (37 CFR 1.17(a)(1)	\$120.00
<input type="checkbox"/> Two Month (37 CFR 1.17(a)(2)	\$450.00
<input type="checkbox"/> Three Month (37 CFR 1.17(a)(3)	\$1,020.00

TOTAL FEES DUE

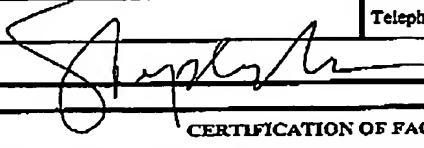
\$ 0.00

Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee amount is reduced by one-half, and the resulting fee is:

FEES PAYMENT

<input checked="" type="checkbox"/> No additional fee is required.	<input type="checkbox"/> A check in the amount of \$ _____ is enclosed.
<input type="checkbox"/> Charge Deposit Account 50-1446 in the amount of \$. Enclosed is a duplicate copy of this sheet.	
<input checked="" type="checkbox"/> Please charge any fees which may be required, or credit any overpayment, to Deposit Account 50-1446.	

Submitted By:

Name (Print Type)	Stephen P. Burr	Reg. No.	32,970	Customer No.	025191
		Telephone	(315) 233-8300	Facsimile	(315) 233-8320
Signature				Date	March 23, 2005

CERTIFICATION OF FACSIMILE TRANSMISSION

I hereby certify that this paper is being facsimile transmitted to the Patent and Trademark Office on March 23, 2005 at (703) 872-9306.


Tara L. Preston